

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS**

MICHAEL TOIKACH, *individually and on  
behalf of all others similarly situated,*

Plaintiff,

v.

ORACLE CORPORATION,

Defendant.

Case No.: 1:25-cv-00477

**PLAINTIFF'S NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Plaintiff, Michael Toikach, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), does hereby dismiss this action as follows:

1. All claims of the Plaintiff, Michael Toikach, individually, are hereby dismissed without prejudice.
2. All claims of any unnamed member of the alleged class are hereby dismissed without prejudice.

April 2, 2025

Respectfully Submitted,

**Shamis & Gentile, P.A.**

/s/ Andrew J. Shamis

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*Counsel for Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that on April 2, 2025, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel identified below via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner.

Respectfully submitted,

**SHAMIS & GENTILE, P.A.**  
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By: /s/ Andrew J. Shamis  
Andrew J. Shamis, Esq.  
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*Counsel for Plaintiff*